

JC14 Rec'd PCT/PTO 20 JUL 2005

IN THE UNITED STATES RECEIVING OFFICE (RO/US)
Designated/Elected Office (DO/EO/US)

U.S. National Stage of
International Application No.: PCT/EP2004/000488

International Filing Date: January 22, 2004

Earliest Priority Date: January 23, 2003

Applicant: Klaus Sommermeyer

Title: Carboxylic Acid Diesters, Methods for the Production Thereof and
Methods for the Production of Pharmaceutical Active Substances
Coupled to Free Amino Groups with Polysaccharide or
Polysaccharide Derivatives

Attorney's Docket No.: 3675.1002-000

Date: 20 July 2005

EXPRESS MAIL LABEL NO. EV 215893835 US

INFORMATION DISCLOSURE STATEMENT

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)

under 37 CFR 1.97(b), or

(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).

under 37 CFR 1.97(c) together with either:

a Statement under 37 CFR 1.97(e), as checked below, or

a \$180.00 fee under 37 CFR 1.17(p), or

(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

under 37 CFR 1.97(d) together with:

a Statement under 37 CFR 1.97(e), as checked below, and

a \$180.00 fee under 37 CFR 1.17(p), or

(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)

under 37 CFR 1.97(i):

Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.

(Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

- Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

- Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Enclosed herewith is form PTO-1449:

Copies of the cited references are enclosed.

Copies of issued U.S. patents and published U.S. applications are not required and are not being provided.

Copies of the cited references are enclosed except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]

The listed references were cited in the enclosed International Search Report in a counterpart foreign application.

The "concise explanation" requirement (non-English references), for references B1 and B2, under 37 CFR 1.98(a)(3) is satisfied by:

the explanation provided on the attached sheet.

the explanation provided in the Specification.

submission of the enclosed International Search Report.

submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.

for Reference B1, the enclosed English Abstract from DIALOG World Patents Index Accession No. 1990-335552/199045 and for Reference B2, the enclosed English Abstract from DIALOG World Patents Index Accession No. 2003-176834/200318.

10/542944
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Applicant requests that the following non-published pending applications be considered:

Examiner's Initials

____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []
 ____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []
 ____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

Examiner

Date

A copy of each above-cited application, including the current claims, is enclosed, except any application filed on or after June 30, 2003, which has been scanned into the PTO's Image File Wrapper (IFW) system and is available to the examiner.
 A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.
 Please charge Deposit Account 08-0380 in the amount of \$[]. A copy of this Statement is enclosed.
 Please charge any deficiency in fees and credit any overpayment to Deposit Account 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 

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 Facsimile: (978) 341-0136

Concord, MA 01742-9133
 Dated: 21/22/2005

PTO-1449 REPRODUCED INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION		ATTORNEY DOCKET NO. 3675.1002-000	APPLICATION NO. U.S. Non- ^{stage 6} 10/542944 International Application No. PCT/EP2004/000488
July 18, 2005 (Use several sheets if necessary)		FIRST NAMED INVENTOR Klaus Sommermeyer	FILING DATE
		EXAMINER Not assigned	CONFIRMATION NO. Not assigned
			GROUP Not assigned

U.S. PATENT DOCUMENTS				
EXAMINER INITIAL	REF. NO.	DOCUMENT NUMBER Number-Kind Code (if known)	ISSUE DATE / PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT
A1	5,068,321		11-26-1991	Buyesch <i>et al.</i>
A2	5,484,903		01-16-1996	Szablikowski <i>et al.</i>
A3	2004/0180858 A1		09-16-04	Sommermeyer
A4				
A5				
A6				
A7				
A8				
A9				
A10				
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A25				

EXAMINER	DATE CONSIDERED
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PTO-1449 REPRODUCED INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION		ATTORNEY DOCKET NO. 3675.1002-000	APPLICATION NO. U.S. National Stage of International Application No. PCT/EP2004/000488
July 18, 2005 (Use several sheets if necessary)		FIRST NAMED INVENTOR Klaus Sommermeyer	FILING DATE
		EXAMINER Not assigned	CONFIRMATION NO. Not assigned
			GROUP Not assigned

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER Country Code-Number-Kind Code (if known)	DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT	TRANSLATION YES NO
	B1	DD 279486	06-06-1990	AKAD WISSENSCHAFTEN DDR	<input checked="" type="checkbox"/> X
	B2	DE 10126158	12-12-2002	NOVIRA CHEM GMBH	<input checked="" type="checkbox"/> X
	B3				
	B4				
	B5				
	B6				
	B7				
	B8				
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EXAMINER	DATE CONSIDERED
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